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IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ARIZONA

7 United States of America, ) 08-04333M-001-PCT-MEA  
8 Plaintiff, )  
9 vs. ) **ORDER**  
10 Ernest Yazzie, )  
11 Defendant. )  
12 \_\_\_\_\_ )  
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14 The defendant appeared in court with counsel. Pursuant to 18 U.S.C. §3148 a pretrial  
15 release revocation hearing was held. The Court finds by clear and convincing evidence that  
16 the defendant has violated the terms of defendant's previously imposed pretrial release  
17 conditions as alleged in the Petition to Revoke. After considering the factors set forth in 18  
18 U.S.C. §3142(g), the court concludes there are no conditions or combination of conditions  
19 which will assure the defendant will not flee or pose a danger to the safety of other persons  
20 or the community and that if there were such conditions the defendant is unlikely to abide  
21 by such conditions.

22 IT IS ORDERED that the defendant be detained.  
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24 DATED this 20<sup>th</sup> day of January, 2009.  
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28 Mark E. Aspey  
United States Magistrate Judge